IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO. 224 OF 2007

Mr.Ramesh S. Seth ...Petitioner
V/s.
State of Maharashtra ...Respondent

Mr.S.V. Marwadi i/b. Shri Prashant Parsurampuria for the Petitioner.
Ms.Vasanti Joshi for Intervenor.
Mr.Sayaji Shinde, APP for the State.

CORAM : V.M. KANADE, J.
(VACATION JUDGE)

DATED : MAY 9, 2007

P.C. :-

1. Heard the learned Counsel for the petitioner and the learned Counsel for the respondent.

2. The petitioner takes exception to the observations which are made by the Sessions Court while allowing the application which is taken out by the respondent for intervention in the revision application filed by the petitioner. He submits that the original complainant filed an application in the revision application filed by the petitioner herein seeking intervention. While deciding this application, he submitted that the Sessions Court has made certain

observations.

3. The learned Counsel for the petitioner submits that he has an apprehension that as a result of the observations which are made in the said order dated 18th April, 2007 in Misc.Application No.526/2007, serious prejudice is likely to be caused to the petitioner when the criminal revision application is finally heard by the Sessions Court. It is submitted that the Sessions Court may be influenced by the observations made while disposing of the intervention application.

4. In my view, this Criminal Revision Application can be disposed of by directing the Sessions Court to decide on merits the revision application in accordance with law without being influenced by the observations made by the learned Sessions Judge.

5. All contentions of the respondent and the petitioner herein are kept open.

(V.M. KANADE, J.)